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APPLICATION NO. 08/835,732	FILING DATE 04/11/97	FIRST NAMED INVENTOR KLEIN	ATTORNEY DOCKET NO. 6049
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08/835,732

MM92/0322

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EXAMINER NGUYEN, D
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ART UNIT 2871	PAPER NUMBER
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DATE MAILED: 03/22/00

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

# Office Action Summary

Application No.  
08/835,732

Applicant(s)  
Klein

Examiner  
Dung Nguyen

Group Art Unit  
2871



☒ Responsive to communication(s) filed on Jan 4, 2000

☒ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

## Disposition of Claims

☒ Claim(s) 1-19 is/are pending in the application.

Of the above, claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

☐ Claim(s) \_\_\_\_\_ is/are allowed.

☒ Claim(s) 1-19 is/are rejected.

☐ Claim(s) \_\_\_\_\_ is/are objected to.

☐ Claims \_\_\_\_\_ are subject to restriction or election requirement.

## Application Papers

☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on \_\_\_\_\_ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

## Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some\* ☐ None of the CERTIFIED copies of the priority documents have been  
☐ received.

☐ received in Application No. (Series Code/Serial Number) \_\_\_\_\_.

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\*Certified copies not received: \_\_\_\_\_.

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

## Attachment(s)

☐ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). \_\_\_\_\_

☐ Interview Summary, PTO-413

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

***Response to Amendment***

Applicant's arguments dated 01/04/2000 has been received and entered.

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

***Claim Rejections - 35 USC § 102***

1. Claims 1-3, 14-18 are rejected under 35 U.S.C. 102(e) as being anticipated by Malhi, US Patent No. 5,844,773 as stated in the previous Office Action.

***Claim Rejections - 35 USC § 103***

2. Claims 4-13 and 19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Malhi, US Patent No. 5,844,773 as stated in the previous Office Action.

***Response to Arguments***

3. Applicant's arguments filed 01/04/2000 have been fully considered but they are not persuasive.

In response to applicant's argument that "the light guide (80) and backing cases (22) o[r]f Mahli are separate structural components performing separate functions" (Argument, page 3), the Examiner respectfully disagrees with the applicant's viewpoint, and respectfully invited the applicant to review the art of Malhi at columns 3-4. In particular, the case (22) supporting the

light guide (80) is made by the same material as that of the light guide (col. 3, ln 19-21 and col. 4, ln 19-20). In addition, while Malhi states that the case (22) is used to support the light guide (80) and the LCD (50), Malhi has never taught that there is any element(s) disposed between the light guide (80) and the case (22). Accordingly, it is clearly that the case (22) has a function of providing light to the LCD (50) at the same time with the light guide (80) while still providing a function of protection the LCD (50) as claimed.

Therefore, the limitation of claims 1, 16 and 17 are met.

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.


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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dung Nguyen whose telephone number is (703) 305-0423. The fax phone number for this Group is (703) 308-7726.

Any information of a general nature or relating to the status of this application should be directed to the group receptionist whose telephone number is (703) 308-0956.

DN  
03/15/2000

  
**JAMES A. DUDEK**  
**PRIMARY EXAMINER**